

NO. 13-20-00199-CV

IN THE COURT OF APPEALS
FOR THE THIRTEENTH DISTRICT OF TEXAS
CORPUS CHRISTI-EDINBURG, TEXAS

FILED IN
13th COURT OF APPEALS
CORPUS CHRISTI/EDINBURG, TEXAS

City of San Antonio and Board of Adjustment
Appellants,

11/17/2020 6:14:02 PM
KATHY S. MILLS
Clerk

v.

Arturo Lopez and Elizabeth Lopez,
Appellees.

On Interlocutory Appeal from the
45th District Court of Bexar County, Texas
Cause No.: 2019-CI-01577
The Honorable Cathy Striker, Presiding Judge

**APPELLEES' UNOPPOSED MOTION TO
POSTPONE ORAL ARGUMENT**

NOW COMES Appellee's, Arturo Lopez and Elizabeth Lopez, and respectfully requests that the Court postpone oral argument pursuant to Tex. R. App. P. 39.7, and for cause would show the Court the following:

1. On or about November 13, 2020, counsel for Appellee's received notice from the Court that oral argument was scheduled pursuant to Tex. R. App. P. 39.7 for December 16, 2020 at 10:00 a.m.
2. Prior receiving said notice from the Court, counsel for Appellee had a prior commitment to attend a full day mediation under Cause No. 19-1245-F425; *In the Matter of the Marriage of Sarah Ann Goose and Adam Karam and in the Interest of Kase Goose Karam, a Child*; in the 425th Judicial District Court of Williamson County, Texas ("Williamson County Suit"). A true

and correct copy of the confirmation for said mediation is attached hereto as Exhibit A and incorporated herein by reference.

3. It would be a hardship for the parties to the Williamson County Suit to not participate in mediation on December 16, 2020 as their case has been pending for over a year and a half, arranging the mediation was difficult, and the availability of mediators suited to handle the mediation, the parties and their attorneys from now until the end of the year is quite limited.

4. Attorney for Appellee has conferred with counsel for Appellant and Appellant does not oppose this motion.

5. The Court may grant an extension under Tex. R. App. P. 39.8.

WHEREFORE, premises considered, Appellee requests that the court postpone oral argument in the instant suit, so the Appellee's lead counsel will be available to participate, and for such other relief as Appellee may be justly entitled.

Respectfully submitted,

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Attorney for Appellees

CERTIFICATION OF CONFERENCE

I hereby certify that I corresponding with opposing counsel, Savita Rai and she confirmed that Appellant does not oppose this motion.




Samira Mery Lineberger

CERTIFICATE OF SERVICE

The foregoing pleading was served on all parties and/or lead counsel of record in accordance with the Texas Rules of Civil Procedure as follows, on the 17th day of November, 2020:

VIA FACSIMILE @ (210) 207-7358

Andrew Segovia, City Attorney
Savita Rai
Office of City Attorney
401 S. Frio Street, Suite 204
San Antonio, Texas 78207
Attorney for Appellant



Samira Mery Lineberger

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Samira Lineberger on behalf of Samira Lineberger
Bar No. 13968970
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Envelope ID: 48191109
Status as of 11/18/2020 8:04 AM CST

Associated Case Party: City of San Antonio

Name	BarNumber	Email	TimestampSubmitted	Status
Savita Rai		savita.raï@sanantonio.gov	11/17/2020 6:14:02 PM	SENT
Sam Adams		samuel.adams@sanantonio.gov	11/17/2020 6:14:02 PM	SENT

Associated Case Party: Arturo Lopez

Name	BarNumber	Email	TimestampSubmitted	Status
Samira MeryLineberger		sml@linebergerlawfirm.com	11/17/2020 6:14:02 PM	SENT

Associated Case Party: Elizabeth Lopez

Name	BarNumber	Email	TimestampSubmitted	Status
Elizabeth Lopez		sml@linebergerlawfirm.com	11/17/2020 6:14:02 PM	SENT